

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

PATRICIA H.,)	
)	
Plaintiff,)	
)	
v.)	1:23-cv-00117-JDL
)	
KILOLO KIJAKAZI,)	
Acting Commissioner of Social)	
Security,)	
)	
Defendant.)	

**ORDER ACCEPTING THE RECOMMENDED DECISION OF THE
MAGISTRATE JUDGE**

Patricia H. seeks judicial review of the Social Security Administration Commissioner’s final decision determining that she is not disabled and denying her application for Disability Insurance Benefits and Supplemental Security Income (ECF No. 1). Pursuant to 28 U.S.C.A. § 636(b)(3) (West 2023) and D. Me. Local R. 16.3(a)(2), United States Magistrate Judge John C. Nivison held a hearing on Plaintiff’s Statement of Errors (ECF No. 8) on September 11, 2023. The Magistrate Judge filed his Recommended Decision with the Court on September 22, 2023 (ECF No. 16), recommending that the Court vacate the Commissioner’s decision. The time within which to file objections has expired, and no objections have been filed. The Magistrate Judge notified the parties that failure to object would waive their right to *de novo* review and appeal.

Having reviewed and considered the Magistrate Judge’s Recommended Decision, I concur with the Magistrate Judge’s conclusions as set forth in his

Recommended Decision. It is therefore **ORDERED** that the Recommended Decision (ECF No. 16) of the Magistrate Judge is hereby **ACCEPTED**, and the Commissioner's decision is **VACATED**, and the matter is **REMANDED** to the Commissioner pursuant to sentence four of 42 U.S.C.A. § 405(g) (West 2023) for further administrative action consistent with this Order.

SO ORDERED.

Dated this 24th day of October, 2023.

/s/ Jon D. Levy
CHIEF U.S. DISTRICT JUDGE